

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

BRENDA PALMER, *et al.*,

Plaintiffs,

Case No. 2:15-cv-00769-LDG (VCF)

v.

ORDER

DELTA AIRLINES, INC.,

Defendant.

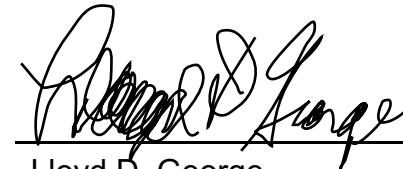
16 James Malcolm, appearing *pro se*, moves to deny (ECF No. 99) the Amended
17 Notice of Attorney's Lien (ECF No. 98) and further moves to release the funds not in
18 dispute to the plaintiffs (ECF No. 100). Previously, the Court ordered that the funds
19 deposited by Defendant Delta Air Lines, Inc. shall be held by the Clerk of the Court until
20 such time as Attorney Trevor J. Hatfield, on behalf of himself and as then-counsel of record
21 for plaintiffs Brenda Palmer and John Palmer, together with Bryan Wisner, James C.
22 Malcolm, and Daniel Watanabe, each now appearing *pro se*, file a stipulation and
23 proposed order directing the disbursement of the funds. Alternatively, the Court ordered
24 that the funds may be distributed by court order if one of these parties filed a certified copy
25 of a judgment from a court of competent jurisdiction or a suitable dispute resolution
26 organization, such as the Nevada State Bar Fee Dispute Arbitration Program, resolving the

1 dispute between the *pro se* plaintiffs and their former counsel, after notice and an
2 opportunity to be heard by the remaining parties as to the legitimacy of the submitted
3 resolution of this dispute.

4 Malcolm's motion to release the funds, which he may only file on his own behalf,
5 does not constitute a stipulation between the plaintiffs and attorney Trevor J. Hatfield
6 directing the disbursement of the funds. Neither does the motion constitute a certified copy
7 of a judgment of a court of competent jurisdiction or a suitable dispute resolution
8 organization. Accordingly,

9 **THE COURT ORDERS** that the Motion to Deny Notice of Amended Attorney's Lien
10 (ECF No. 99) and Motion to Court to Release Funds Not in Dispute to Plaintiffs (ECF No.
11 100) are DENIED.

12
13
14 DATED this 29 day of November, 2017.



15
16 Lloyd D. George
17 United States District Judge
18
19
20
21
22
23
24
25
26